



#3 N Sec 10/4

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231, on October 5, 2001.

  
Attorney for Applicants

PATENT

Docket No. 2673.2.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Gill B. Bearnson et al. )  
Serial No.: 09/895,881 ) Group Art  
Filed: June 29, 2001 ) Unit: 2834  
For: METHOD AND SYSTEM FOR POSITIONING A )  
MOVABLE BODY IN A MAGNETIC BEARING )  
SYSTEM )

**TRANSMITTAL OF RESPONSE TO NOTICE TO FILE**  
**MISSING PARTS OF APPLICATION (FILING DATE GRANTED)**

Assistant Commissioner  
for Patents  
Washington, D.C. 20231

Attention: Box Missing Parts

Dear Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application mailed August 17, 2001, enclosed please find the following items for filing in the United States Patent and Trademark Office in connection with the above-identified patent application:

- (1) a Declaration, Power of Attorney, and Petition documents executed by the inventor(s);
- (2) an Assignment documents with corresponding Recordation Cover Sheets;
- (3) a Fee Transmittal Form;

(4) a Credit Card Payment form in the amount of \$1024.00 to cover the small entity filing fee for the above-identified application; and the small entity surcharge fee pursuant to 37 C.F.R. § 1.16(e); and

(5) a copy of the Notice to File Missing Parts of Application - Filing Date Granted.

Please debit any additional fees, or credit any over payment, to Deposit Account No. 13-0763. A duplicate copy of this sheet is enclosed.

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or to credit any overpayment to Deposit Account No. 13-0763. A duplicate copy of this sheet is enclosed.

x Any additional filing fees required under 37 C.F.R. § 1.16.

x Any patent application processing fees under 37 C.F.R. § 1.17.

x Any filing fees under 37 C.F.R. § 1.16 for presentation of extra claims.

Please address all future correspondence in connection with this application to the attention of the undersigned.

Respectfully submitted,



David B. Fonda  
Reg. No.39,672  
Attorney for Applicants

Date: October 5, 2001

MADSON & METCALF  
900 Gateway Tower West  
15 West South Temple  
Salt Lake City, Utah 84101  
Telephone: 801/537-1700



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/895,881	06/29/2001	Brad E. Paden	2673.2.1

21552  
MADSON & METCALF  
GATEWAY TOWER WEST  
SUITE 900  
15 WEST SOUTH TEMPLE  
SALT LAKE CITY, UT 84101

CONFIRMATION NO. 5381

FORMALITIES LETTER



\*OC000000006439064\*

Date Mailed: 08/17/2001



NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

**Filing Date Granted**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$1086.
  - \$846 for 47 total claims over 20.
  - \$240 for 3 independent claims over 3 .
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1926.**

*A copy of this notice **MUST** be returned with the reply.*


10/12/2001 HBERHE 00000039 09895881

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

01 FC:201	370.00 OP
02 FC:205	65.00 OP
03 FC:203	423.00 OP
04 FC:202	126.00 OP

PART 3 - OFFICE COPY

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

 <p><b>FEE TRANSMITTAL for FY 2001</b></p> <p>Patent fees are subject to annual revision.</p>		<b>Complete If Known</b>		
		Application Number	09/895,881	
		Filing Date	June 29, 2001	
		First Named Inventor	Brad E. Paden	
		Group Art Unit	2834	
		Examiner Name		
TOTAL AMOUNT OF PAYMENT		\$1024.00	Attorney Docket Number	2673.2.1

<b>METHOD OF PAYMENT (check one)</b>	<b>FEE CALCULATION (continued)</b>																																																																																																																																																																																														
<p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:</p> <p>Deposit Account Number: <u>13-0763</u></p> <p>Deposit Account Name: <u>MADSON &amp; METCALF</u></p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17</p> <p><input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27</p> <p>2. <input checked="" type="checkbox"/> Payment Enclosed:</p> <p><input type="checkbox"/> Check <input checked="" type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other</p>	<p><b>3. ADDITIONAL FEES</b></p> <table style="width:100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th rowspan="2">Fee Description</th> <th rowspan="2">Fee Paid</th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr> <td>105</td> <td>130</td> <td>205</td> <td>65</td> <td>Surcharge - late filing fee or oath</td> <td>65</td> </tr> <tr> <td>127</td> <td>50</td> <td>227</td> <td>25</td> <td>Surcharge - late provisional filing fee or cover sheet</td> <td></td> </tr> <tr> <td>139</td> <td>130</td> <td>139</td> <td>130</td> <td>Non-English specification</td> <td></td> </tr> <tr> <td>147</td> <td>2520</td> <td>147</td> <td>2520</td> <td>For filing a request for reexamination</td> <td></td> </tr> <tr> <td>112</td> <td>920*</td> <td>112</td> <td>920*</td> <td>Requesting publication of SIR prior to Examiner action</td> <td></td> </tr> <tr> <td>113</td> <td>1840*</td> <td>113</td> <td>1840*</td> <td>Requesting publication of SIR after Examiner action</td> <td></td> </tr> <tr> <td>115</td> <td>110</td> <td>215</td> <td>55</td> <td>Extension for reply within first month</td> <td></td> </tr> <tr> <td>116</td> <td>400</td> <td>216</td> <td>200</td> <td>Extension for reply within second month</td> <td></td> </tr> <tr> <td>117</td> <td>920</td> <td>217</td> <td>460</td> <td>Extension for reply within third month</td> <td></td> </tr> <tr> <td>118</td> <td>1440</td> <td>218</td> <td>720</td> <td>Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>128</td> <td>1960</td> <td>228</td> <td>980</td> <td>Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>119</td> <td>310</td> <td>219</td> <td>155</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>120</td> <td>310</td> <td>220</td> <td>155</td> <td>Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td>121</td> <td>270</td> <td>221</td> <td>135</td> <td>Request for oral hearing</td> <td></td> </tr> <tr> <td>138</td> <td>1510</td> <td>138</td> <td>1510</td> <td>Petition to institute a public use proceeding</td> <td></td> </tr> <tr> <td>140</td> <td>110</td> <td>240</td> <td>55</td> <td>Petition to revive - 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late filing fee or oath	65	127	50	227	25	Surcharge - late provisional filing fee or cover sheet		139	130	139	130	Non-English specification		147	2520	147	2520	For filing a request for reexamination		112	920*	112	920*	Requesting publication of SIR prior to Examiner action		113	1840*	113	1840*	Requesting publication of SIR after Examiner action		115	110	215	55	Extension for reply within first month		116	400	216	200	Extension for reply within second month		117	920	217	460	Extension for reply within third month		118	1440	218	720	Extension for reply within fourth month		128	1960	228	980	Extension for reply within fifth month		119	310	219	155	Notice of Appeal		120	310	220	155	Filing a brief in support of an appeal		121	270	221	135	Request for oral hearing		138	1510	138	1510	Petition to institute a public use proceeding		140	110	240	55	Petition to revive - intentional		141	1240	241	320	Petition to revive - unintentional		142	1240	242	620	Utility issue fee		143	440	243	220	Design issue fee		144	600	244	300	Plant issue fee		122	130	122	130	Petitions to the Commissioner		123	50	123	50	Processing fee under 37 CFR 1.17(q)		126	240	126	240	Submission of Information Disclosure Stmt		581	40	581	40	Recording each patent assignment per property (times number of properties)	40	146	710	246	355	Filing a submission after final rejection (37 CFR 1.129(a))		149	710	249	355	For each additional invention to be examined (37 CFR 1.129(b))		179	710	279	355	Request for Continued Examination (RCE)		169	900	169	900	Request for expedited examination of a design application		Other fee (specify) _____						<b>SUBTOTAL (3)</b>					105
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\*\*or number previously paid, if greater; For Reissues, see above

\*Reduced by Basic Filing Fee

<b>SUBMITTED BY</b>		<b>Complete (if applicable)</b>	
Typed or Printed Name	David B. Fonda	Reg. Number	39,672
Signature		Date	Oct. 5, 2001
		Deposit Account User ID	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.